

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 08-06-01-10

**AN ORDINANCE AMENDING TITLE 1: ADMINISTRATION, CHAPTER 8A:
CITY ADMINISTRATOR, SECTION 6: POWERS AND DUTIES, SUB-SECTION
5: PURCHASES AND CONTRACTS, DEFINING RESPONSIBLE BIDDERS FOR
THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS.**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
16th Day of June, 2008

PRESENTED: June 16, 2008

PASSED: June 16, 2008

APPROVED: June 16, 2008

RECORDED: June 16, 2008

PUBLISHED: June 16, 2008

In Pamphlet Form

Voting "Aye" 8

Voting "Nay" 0

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)



Aue Marcum
City Clerk of City of Le Roy

Dated: June 16, 2008

ORDINANCE NO. 08-06-01-10**AN ORDINANCE AMENDING TITLE 1: ADMINISTRATION, CHAPTER 8A: CITY ADMINISTRATOR, SECTION 6: POWERS AND DUTIES, SUB-SECTION 5: PURCHASES AND CONTRACTS, DEFINING RESPONSIBLE BIDDERS FOR THE CITY OF LEROY, McLEAN COUNTY, ILLINOIS**

WHEREAS, Title 1: Administration, Chapter 8A: City Administrator, Section 6: Powers and Duties, Sub-section 5: Purchases and Contracts defines responsible bid requirements, and the definition needs to be expanded in the case of bidders for construction projects (construction of new facilities, renovations of current facilities or road construction projects) over \$20,000.00.

NOW, THEREFORE, BE ORDAINED, by the City of Le Roy in the County of McLean, Illinois that the following definition be added to Title 1: Administration, Chapter 8A: City Administrator, Section 6: Powers and Duties, Sub-section 5: Purchases and Contracts of the municipal code for the City of Le Roy.

d. Responsible bidder for construction contracts means a bidder who meets all of the job specifications, the following applicable criteria, and submits evidence of such compliance.

1. All applicable laws prerequisite to doing business in Illinois
2. Evidence of compliance with
 - a. Federal Employer Tax Identification Number or Social Security Number (for individuals)
 - b. Provisions of Section 2000(e) of Chapter 21, Title 42 of the United States Code and Federal Executive Order No. 11246 as amended by Executive Order No. 11375 (known as the Equal Opportunity Employer provisions).
3. Certificates of insurance indicating the following coverage's: general liability, workers' compensation, completed operations, automobile, hazardous occupation and product liability.
4. Subject to the provisions of paragraph 5, the bidder and all bidder's sub-contractors must participate in active apprenticeship and training programs approved and registered with the United States Department of Labor's Bureau of Apprenticeship and Training for each of the trades of work contemplated under the awarded contract.

5. If a bidder complies with paragraph four above and is 5% or more higher than the lowest bidder that does not comply with paragraph 4 then the city shall select the lowest bidder. If the lowest bidder has not complied with paragraph 4 above and the next lowest bidder is less than 5% higher than the lowest bidder then the city may elect to pick the lowest bidder who has complied with paragraph 4 and is less than 5% higher than the lowest bidder.

BE IT FURTHER ORDAINED, that this amendment shall be effective prospectively and shall not impair any rights or privileges that may have accrued or otherwise existed prior to the adoption of this amendment.

BE IT FURTHER ORDAINED, that this Ordinance amendment shall be in full force and effect immediately upon its adoption.

The above and forging ordinance amendment was adopted by the City of Le Roy of the County of McLean, Illinois, this 16th day of June, 2008.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by Dawn Thompson, and seconded by John Haney by roll call vote on the 16th day of June, 2008 as follows

Aldermen elected 8

Aldermen Present 8

Voting Aye:

Shirley Chancellor, Nancy Bentley, Dawn Thompson, Dave McClelland, John Haney, T.A. Whitsitt, Dawn Hanafin, Steve Dean

Voting Nay:

None

Absent:

None

Abstain:

None

Other:

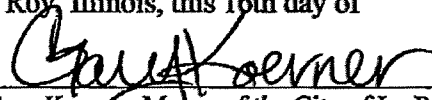
None

And deposited and filed in the office of the City Clerk in said municipality on the 16th day of June, 2008.



Sue Marcum, City Clerk of the City of Le Roy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 16th day of June, 2008



Gary Koerner Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)



Sue Marcum, City Clerk of the City of Le Roy
Mc Lean County, Illinois

CERTIFICATE

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **June 16, 2008** the Corporate Authorities of such municipality passed and approved **Ordinance No. 08-06-01-10** entitled:

**AN ORDINANCE AMENDING TITLE 1: ADMINISTRATION, CHAPTER 8A:
CITY ADMINISTRATOR, SECTION 6: POWERS AND DUTIES, SUB-SECTION
5: PURCHASES AND CONTRACTS, DEFINING RESPONSIBLE BIDDERS FOR
THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS.**

Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **08-06-01-10**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **June 16, 2008** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 16th day of June, 2008.

(SEAL)


Municipal Clerk

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE AMENDING TITLE 1: ADMINISTRATION, CHAPTER 8A: CITY ADMINISTRATOR, SECTION 6: POWERS AND DUTIES, SUB-SECTION 5: PURCHASES AND CONTRACTS, DEFINING RESPONSIBLE BIDDERS FOR THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS.

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 16th day of June, 2008 and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 16th day of June, 2008

(SEAL)


City Clerk